



**BUSINESS DIRECTORY.**

*Business Cards will be Inserted in this Column  
at the rate of \$1 per hundred.*  
A. L. MADISON, Wagoner, 10th and Main, at L.  
A. L. KELLY, Dr. J. R. STANHOPE P. Office  
B. TURNER & CO., Louisville, Kentucky.  
C. BOURGEOIS & WEBER—Louister, Ornaments  
between Sixth and Seventh.  
D. BUCHER, CHAS. J.—Esq.—Coffee, Spices and  
Tea, Quinine, Jewelry, Diamonds, Silver and Plated  
Ware, Quinines, Sponges, Soaps, etc., 12 Third  
Street, between Jefferson and Green.  
E. DEMOCRAT—Books and Printing House,  
Green street.  
F. COMMISSIONER OF REVENUE—All the  
Taxes and Necessary Public Office at Jefferson  
Street.  
G. THOMAS, WILLIAM—Dealers in Paper and  
Stationery, 26 South Main street, between  
Jefferson and Eighth.  
H. C. & CO.—Importers and dealers in  
Watches, Jewelry, Diamonds, Silver and Plated  
Ware, Quinines, Sponges, Soaps, etc., 12 Third  
Street, between Jefferson and Green.  
I. DEMOCRAT—Books and Printing House,  
Green street.  
J. E. GAYLOR, JAMES T.—Books, No. 24 Gray Street,  
between Fifth and Second.  
K. GAYLOR, CHINA PALACE—Fourth and  
Gray Streets, between Market and Main.  
L. H. HARRIS—Attorney at Law, Louisville, Ky., 2nd  
Floor, 12th and Main Street.  
M. H. HARRIS, WILL, D. S. Deale, in Shumard and  
Harrington, 12th and Main Street.  
N. J. M. WRIGHT, ATTORNEY AT LAW, No. 8  
Hamilton Building, Louisville, Ky., 12th and Main Street.  
O. JAMES, THOMAS & CO.—Dealers in Pictures,  
James, No. 6 Court Place, Louisville, Ky., 12th  
Floor, between Jefferson and Green.  
P. J. M. WRIGHT, ATTORNEY AT LAW, No. 8  
Hamilton Building, Louisville, Ky., 12th and Main Street.  
Q. MILLER, CHAR. & SON—Real Estate Agents,  
12th and Main, between Main, 12th and Fourth.  
R. MILLER, CHAR.—Real Estate Agents, 12th and  
Main, between Main, 12th and Fourth.  
S. MILLER, CHAR.—Real Estate Agents, 12th and  
Main, between Main, 12th and Fourth.  
T. MILLER, CHAR.—Real Estate Agents, 12th and  
Main, between Main, 12th and Fourth.  
U. MILLER, CHAR.—Real Estate Agents, 12th and  
Main, between Main, 12th and Fourth.  
V. MILLER, CHAR.—Real Estate Agents, 12th and  
Main, between Main, 12th and Fourth.  
W. MILLER, CHAR.—Real Estate Agents, 12th and  
Main, between Main, 12th and Fourth.  
X. MILLER, CHAR.—Real Estate Agents, 12th and  
Main, between Main, 12th and Fourth.  
Y. MILLER, CHAR.—Real Estate Agents, 12th and  
Main, between Main, 12th and Fourth.  
Z. MILLER, CHAR.—Real Estate Agents, 12th and  
Main, between Main, 12th and Fourth.

**Daily Democrat.**

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HARNEY, HUGHES & CO.  
OFFICE—South side Green Street, two doors below  
the Customhouse.

THURSDAY, NOVEMBER 12, 1868.

Advertisements.  
All advertisements 10 cents per line, solid  
gate, for first insertion; five cents per line  
for all subsequent insertions. "City Items"  
20 cents per line. "Special Notices" 10 cents  
per line. A discount of 10 per cent. for prepaid ad  
vertisements by the month or quarter.

**Capital Punishment.**  
We have thought seriously upon the  
question of capital punishment for  
crime, especially in this State, and our  
deliberate opinion is that it should be  
abolished. We know this is a strong po  
sition, and runs counter to the prejudices  
of the more intelligent class that has  
at least the support of the mass of the  
opinion to the contrary is not con  
fined to us, and is strong and increasing.

Executions, the taking of by law,  
which it is impossible ever to restore, is  
a relic of barbarism unworthy of a civ  
ilized age and people. As a revengeful  
act for violated laws, it is unbecoming a  
great Commonwealth; as an act of re  
tribution under the old law, it was at war  
with the spirit of our law, which pro  
fessedly repudiates the *lex talionis*. As  
a usurpation of power, it conflicts with  
the divine right of man who has said,  
"We are not made for slaves."

But we place our reasoning on less  
practical grounds. We say that as  
means of awing criminals and prevent  
ing crime capital punishment is a fail  
ure; that as an extremity it defeats its  
object. It has been tried, and tried long  
and faithfully. If there is any man,  
lawyer or civilian, priest or layman,  
who believes any murders have been  
prevented through fear of the death  
penalty, he finds his reason on facts  
and from the records.

At every term of the criminal court  
men are arraigned for felonious killing,  
and every citizen, in view of the violated  
law and offended humanity, expects a  
condemnation. The blood of the slain  
cries from the ground for retaliation. The  
heart of every citizen responds, and yet  
the evidence what it may, the skilled  
lawyer finds a peg on which to hang a  
dead, and the jury eagerly seize it, to  
relieve them of the dreadful responsi  
bility of condemning a fellow-creature  
to death.

It may be said the law virtually per  
mits the jury to resort to imprisonment  
in the penitentiary in lieu of capital  
punishment; but this is only half true.  
If the jury find an opportunity to infer  
that possibly the killing was done with  
out malice, and in a sudden heat of pas  
sion, its members are liberty to find  
the criminal guilty of manslaughter.  
But if it is a felonious, malicious killing,  
they have no choice. They can only pro  
mote his guilt by giving him a trial.

Their hands are tied, and they are  
obliged to vote for the death sentence.  
They can only pronounce him guilty or  
murder in the first degree, or acquit  
him. He must be executed by their

The philosophy of the law is, that the  
jury does not condemn the criminal;  
that they act upon certain facts alleged  
to be true in the indictment, and in their  
verdicts verify the truth of the charge.  
The charge is only a theory. The ver  
dict plainly condemns the man. The  
judge's words are a mere form, the law  
is a mere form, and the sheriff a mere  
instrument. Every juror knows if the  
man is hung, he is hung by him, by his  
act. If innocent, the blood lies at his  
door. What right or power has the law  
to place upon him the responsibility of  
taking a fellow-creature's life? If he,  
as a man, was to rise in his seat and  
shoot the man down, guilty as he  
was, and as the evidence showed, he  
the same law would say the jury  
had committed murder! What  
difference if it is done by a cord, with  
dreadful exhibitions of torture and con  
vulsion, instead of the quick and easy  
pistol-bullet? Is not his verdict of  
guilty as fatal as the bullet? Does not  
the juror know it? Does he not feel  
it and know it through all the sophistry  
of the law and lawyers? If that man is  
executed, does not it know it is his hand  
that has done it, and it can be undone  
nothing?

It is impossible to avoid this. Every  
juror feels it deeply. It sits nearer  
his heart than the broken law or the out  
raged victim. Every appeal is an appeal  
to him not to share in the blood-guilt  
of the poor victim, shivering help  
less in his sight. Humanity revolts at  
it, nature cries aloud against it, the  
shoulder shudders it in every fiber of  
the body, and seeks a alternative in all  
the pure technicalities of the law, or with  
one bold step sets God's penalty against  
a broken oath against his awful decree on  
murder, and he chooses the former less

dreadful alternative—and a criminal is  
let loose.

That is the effect of it. A criminal is  
free, society suffers, and the law is dis  
posed. You upon a juror the  
dreadful alternative of taking the blood  
of a fellow creature, or of not doing so  
wishes a criminal. He knows he  
justifies him; he has no fear of the poor  
wretch trembling before him. He knows  
he is at his mercy, and he knows if he  
assumes the responsibility he will be  
called to account for it by God and man.  
What he has done, or what has society  
done for him, that he should have the  
responsibility of taking life thrown upon  
him. He will not do it. He will choose  
the alternative left him and let the  
criminal go. The conclusion is irresistible.  
It turns criminals loose on the  
community; it is doing it every day. There  
is but one way to avoid the evils this  
process—it is the abolition of capital  
punishment. It will be the end of Collins' trans  
Pacific, crossing from Alaska, and will  
unite the whole world in a chain of tele  
graph.

The Herald has an amusing editorial  
on the oyster war between Virginia  
and Maryland. The two govern  
ments are raging about the plunder of  
the Mellish branch beds.

McCallum's appearance on change  
in New York, in the character of a bull,  
made such an extravagant and fierce  
bovine, the impression is he was not a bull  
but a buffalo from the plains.

Lincoln said of his private secre  
tary Hayes' Florida expedition, that he  
went there to produce great slaughter,  
but somehow he left the letter "off" of  
the word.

**MARRIED.**

LURTON, CORNELIA—of the First Presby  
terian Church, Thursday evening, Nov. 10th, 1868, to  
John L. Lurton, of 12th and Main, and Mrs. Lurton  
and Miss Lida A. Cornell, all of this city.

NORMAN—MILLER—In Louisville, on Wednes  
day, Nov. 10th, 1868, to John Miller, of 12th and Main,  
and Mrs. Norman, Esq., of Philadelphia, and Miss  
M. M. Miller, only daughter of the late William  
Miller, No. 100 Park.

STANCLIFF & ANDREWRETTA—Arch  
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